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Docket Summaries			
		Number of Records:	217
Court Name	Case Title	Summary	Lawyers
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Tantrum Apparel LLC; Joyce Leslie, a Delaware corp.; Cohoes Fashions Of New York LLC, a New York LLC; Burlington Coat Factory Corp., a New Jersey corp.; The TJX Companies Inc. d.b.a. TJ Maxx, a Delaware corp.; The Hang Up Shoppes Inc, a Michigan corp., d.b.a. Man Alive; Sears Roebuck and Co., a New York corp.; Beall's Inc, a Florida corp.; JMA Intertex Inc; L'Patricia; Trends; Does 6/9/2011 2:11cv4919 GW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Charlotte Russe Inc.; Does 6/9/2011 2:11cv4921 SJO Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Lia Lee Inc., d.b.a. Williams-East Corp; Ross Stores Inc., a Delaware corp., d.b.a. DD's Discounts; Does 5/27/2011 2:11cv4600 GW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Fashion Life Inc., d.b.a. "Fang" and "TJ Sportswear" Kohl's Corp., a Wisconsin corp.; The TJX Companies Inc., a Delaware corp.; Does 5/24/2011 2:11cv4464 DMG Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries, Inc. v. KWDZ Manufacturing, LLC; Matrix International Textiles, Inc.; Kohl's Department Stores, Inc., an Illinois corporation; Pacific Continental Textiles, Inc.; Does 3/29/2011 2:11cv2633 PA Western Division - Los Angeles	Copyright infringement action over an original two-dimensional artwork for purposes of textile printing. Download	Stephen Doniger Doniger Burroughs
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. Candy Rain Sales, Inc., a New York corporation; Gorman Industries Clothing, and Australian company; Does 3/28/2011 2:11cv2593 CAS Western Division - Los Angeles	Copyright infringement action over unique two-dimensional graphic designs and manufactures textiles primarily for use in the garment industry. Download	Stephen Doniger Doniger Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. California Blue Inc.; W & W Concepts Inc., a New York corp.; US Textile Inc.; Call Box Apparel Inc.; Wisse America Inc.; B. Boston & Associates Inc.; Does 3/24/2011 2:11cv2491 R Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs

Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Uno Clothing; Burlington Coat Factory Direct Corp., a New Jersey corp.; Ross Stores Inc.; Newport Apparel Corp.; Stage Stores Inc., a Delaware corp.; Does 3/18/2011 2:11cv2336 GW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. The Buckle Inc., a Nebraska Corp.; The First Years Inc., a Massachusetts corp.; Does 3/17/2011 2:11cv2298 RSWL Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc., d.b.a. DD's Discounts; Regent- Sutton LLC, a New York LLC; VF Corp., a Pennsylvania corp.; VF Industrial Park Inc, a Missouri corp.; Cassini Collection; Cherry Stix Ltd.; Topla Casual Inc.; Deb Shops Inc., a Pennsylvania corp.; Does 3/17/2011 2:11cv2299 GW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Leton Co.; Cutie Patootie Clothing Inc., d.b.a. Alan Sitong Ton; Ross Stores Inc., d.b.a. dd's discounts; The TJX Companies Inc., a Delaware corp., d.b.a. AJ Wright; Citi Trends Inc., a Georgia corp.; Does 3/17/2011 2:11cv2302 GAF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. M.I.S.S. Sportswear Inc, a New York corp.; Dillard's Inc., a Arkansas corp.; Burlington Coat Factory Warehouse Corp., a New Jersey corp.; VF Outlet Inc, a Pennsylvania corp.; Blueberry Boulevard LLC, a New York LLC; Buffalo Corp., a New York corp.; Does 3/17/2011 2:11cv2303 CBM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. S. Rosman Enterprises Inc., d.b.a. Driz Connection; Burlington Coat Factory Direct Corp., a New Jersey corp.; Rock L.A. Fashion LLC; Does 3/3/2011 2:11cv1848 MMM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Jaloux Retail Inc.; 4 J's Fabric Inc.; Does 2/22/2011 2:11cv1557 JFW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs APC
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Macy's Retail Holdings Inc.; Dillard's Inc.; The Buckle Inc.; Mee Apparel LLC; Mee Direct LLC; Eckof Complex LLC; Does 2/15/2011 2:11cv1407 GW	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm

Los Angeles Federal - USDC Central District of California	Western Division - Los Angeles LA Printex Industries Inc. v. Destination Maternity Corp.; Does 2/14/2011 2:11cv1366 RSWL Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. FP Stores Inc, d.b.a. Factory 2-U; Does 2/14/2011 2:11cv1383 PA Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Dots LLC, a Delaware corp.; Does 1/27/2011 2:11cv832 MMM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Quizz Sportswear Inc., a New Jersey corp.; Beall's Inc., a Florida corp.; Does 1/26/2011 2:11cv799 SVW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Max Rave LLC; G & G Shops Inc., a New York corp.; Does 1/20/2011 2:11cv610 RSWL Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. A.H. Schriber Co. Inc, a New York corp.; Belk Inc., a Delaware corp.; Ross Stores Inc.; Too Import LLP, an Ohio LLP; Citi Trends Inc., a Georgia corp.; Louise Paris Ltd., a New York corp.; Dillard's Inc., a Delaware corp.; Peebles Inc, a Delaware corp.; C.W.D. Kids Inc.; Sears Holding Corp., a Delaware corp.; Does 1/20/2011 2:11cv613 SVW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Family Dollar Stores Inc., a North Carolina corp.; Does 1/20/2011 2:11cv614 JFW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Meety Magic Inc., a New York corp.; Ross Stores Inc.; Daffy's Inc., a New Jersey corp.; Star of India Fashions Inc., an Arizona corp.; Marianne Stores Inc, a New Jersey corp.; Value City Dept. Stores LLC, an Ohio LLC; Does 12/29/2010 2:10cv10041 CAS Western Division - Los Angeles	Copyright infringement action. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Pink Ice California Dream Co. Inc.; Spicy Girl Fashions Inc.; Does 12/3/2010 2:10-cv-09313 GW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. CJ Apparel Group LLC, a Delaware LLC; Ross Stores Inc.; Boscov's Department Store LLC, a Delaware LLC; Does 12/2/2010 2:10-cv- 09265 CBM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs

Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Meijer Inc., a North Dakota corp.; Gordman's Inc., an Illinois corp.; Does 11/23/2010 2:10-cv-09072 CBM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Anna-Stina; The Buckle Inc., a Nebraska corp.; Dressbarn Inc, d.b.a. Maurices, a Connecticut corp.; Von Maur Inc., an Illinois corp.; Figure Builders Foundations, a New York business form entity form unknown; The TJX Companies Inc., d.b.a. Marshalls, a Delaware corp.; Macy's Inc., a Delaware corp.; Bloomingdale's Inc., a Delaware corp.; Frazier Clothing Co. Inc., a New York corp.; Does 11/23/2010 2:10-cv-09075 JHN Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Target Corp.; Shane Hunter LLC, d.b.a. Aqua Blues; Does 11/22/2010 2:10-cv-09018 PA Western Division - Los Angeles	Copyright infringement action over copyrighted fabrics designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc.; California Blue Apparel Inc.; Does 11/19/2010 2:10-cv-08937 DDP Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. California Blue Apparel Inc.; Ross Stores Inc., a Delaware corp., d.b.a. "dd's discounts"; Beall's Outlet Stores Inc., a Florida corp.; Rhapsody Clothing Inc.; Does 11/18/2010 2:10-cv-08885 SVW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. KMart Holding Corp., a Delaware corp.; Hyman Family LP, d.b.a. Susie's Deals; Ross Stores Inc., a Delaware corp., d.b.a. "dd's discounts"; L.A. Fashion Hub Inc.; Jasmine Fashion Inc.; Does 11/18/2010 2:10-cv-08886 JFW Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Urban Brands Inc., a New Jersey corp., d.b.a. Marianne; Church Street Retail Inc., a New Jersey corp.; Does 11/9/2010 2:10-cv-08541 PSG Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs APC
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Target Corp.; Kandy Kiss of California Inc.; Does 11/4/2010 2:10-cv-08401 VBF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc.; Ivory International Inc.; Does 11/2/2010 2:10-cv-08292	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm

Los Angeles Federal - USDC Central District of California	GHK Western Division - Los Angeles LA Printex Industries Inc. v. Burlington Coat Factory Direct corp.; Belk Inc.; Kellwood Co.; Kellwood Retail Group Inc.; Does 11/2/2010 2:10-cv-08295 GAF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA. Printex Industries, Inc. v. N'Zania, Inc.; The Buckle, Inc., a Delaware corporation; Nordstrom, Inc., a Washington corporation; Century 21 Department Stores, LLC, a New York limited liability company; Dillard's, Inc., a Delaware corporation; Does 10/21/2010 2:10-cv- 07943 R Western Division - Los Angeles	Copyright infringement action over Design Nos. F60466, G70214 and F60564. Plaintiff creates two-dimensional graphic artworks for use on textiles. Defendants have manufactured garments with plaintiff's copyrighted designs without plaintiff's consent. Download	Stephen Doniger Doniger Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. B & J Enterprise (NY) Corp., a New York corp.; The TJX Companies Inc., a Massachusetts corp.; The Bon-Ton Stores Inc., a Pennsylvania corp.; The Elder-Beerman Stores Corp., a Pennsylvania corp.; R. Herscher; Thyme Maternity Co.; Does 10/20/2010 2:10-cv-07897 CBM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries, Inc. v. Burlington Coat Factory Direct Corp.; Sears Roebuck & Co.; Styles for Less, Inc; Global Gold, Inc.; Does 10/14/2010 2:10-cv-07681 DDP Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Design Collection Inc.; Retail Associates Inc.; Max & K; Retail Ventures Inc., an Ohio corp.; B. Boston & Associates Inc.; UAG; Von Maur Inc, an Ohio corp.; SA & PW Inc., a New York corp.; Kiki's Fashions Inc.; Jasmine USA Inc.; Ross Stores Inc, d.b.a. DD's Discounts; Fashion Cry Inc.; John's Girl Inc.; Does 10/7/2010 2:10-cv-07526 RGK Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs

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Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Target Corp., a Minnesota corp.; Unger Fabrik LLC; The TJX Corp., a Delaware corp., d.b.a. AJ Wright; Does 10/1/2010 2:10-cv-07364 MMM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Destination Maternity Corp.; Does 9/7/2010 2:10 -cv-06642 PSG Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. JC Penney Co. Inc.; Swat.Fame Inc.; Does 8/20/2010 5:59:00 PM 2:10-cv-06252 GHK Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. The Buckle Inc., a Nebraska corp.; Fashion Avenue Knits Inc., a New York corp.; Salt & Pepper Clothing Inc.; Does 8/10/2010 5:45:00 PM 2:10-cv-05938 SJO Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. Jones Jeanswear Group, Inc., a New York Corp.; Goody's Family Clothing, Inc., a Tennessee Corp.; Belk, Inc, a North Carolina Corp.; Does 8/10/2010 2:10-cv-05955 MRP Western Division - Los Angeles	Copyright infringement action.	Regina Yeh Doniger Burroughs
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. Turn On Products, Inc., a New York corp., d.b.a. Younique; Maurices Incorporated, a Minnesota Corp.; The TJX Companies Inc, a Massachusetts corp., d.b.a. Marshalls, d.b.a. TJMaxx; The Cato Corp., a North Carolina corp., d.b.a. Cato Stores Inc.; Does 8/10/2010 2:10-cv-05957 PSG Western Division - Los Angeles	Copyright infringement action.	Regina Yeh Doniger Burroughs
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. Wal-Mart Stores, Inc., a Delaware Corp.; Ross Stores Inc.; Jerry Leigh of California Inc.; Does 8/10/2010 2:10-cv- 05958 JFW Western Division - Los Angeles	Copyright infringement action.	Regina Yeh Doniger Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. The TJX Companies Inc.; Marshalls of MA Inc.; Marshalls of CA LLC; Unger Fabrik LLC; Does 8/9/2010	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm

Los Angeles Federal - USDC Central District of California	6:55:00 PM 2:10-cv-05914 GHK Western Division - Los Angeles L.A. Printex Industries, Inc. v. Jasmine Fashion, Inc.; Does 7/12/2010 2:10 -cv-05082 JFW Western Division - Los Angeles	Copyright infringement action copyrighted fabric designs. Download	Scott Burroughs Doniger Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries, Inc. v. Charlotte Russe, Inc; Charlotte Russe Merchandising, Inc.; Does 6/25/2010 2:10-cv-04719 JHN Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc v. Kohl's Corp., a Wisconsin Corp.; TJ Sportswear & Sales Inc; Does 6/23/2010 2:10-cv- 04653 VBF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Scott Burroughs Doniger Burroughs APC
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. Simon International Trading Corp., a New York Corp.; Ross Stores Inc., d.b.a. DD's Discounts; Citi Trends Inc., a Georgia corp.; Fashion Surplus Importers Inc., a Florida corp.; Rainbow USA Inc., a New York corp.; Does 6/17/2010 2:10-cv-04471 PA Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Scott Burroughs Doniger Burroughs APC
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Vanity Inc., a North Dakota corp.; Does 6/15/2010 2:10-cv-04417 MRP Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs APC
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Rite Aid Corp., a Pennsylvania corp.; Ross Stores Inc.; Kaaku Clothing Corp.; Exist Inc., a Florida corp.; Pret Fashions Inc., a New York corp.; Unlimited Avenues Inc., a New York corp.; Big M Inc., a New Jersey corp.; Macy's Inc., an Ohio corp.; The TJX Companies Inc., a Massachusetts corp.; Rainbow USA Inc., a New York corp.; Kohl's Corp., a Wisconsin corp.; Planet Gold Clothing Co. Inc., a New York corp.; The Cato Corp., a North Carolina corp.; Kids Place; Century 21 Department Stores LLC, a New York LLC; Franshaw Inc., a New York corp.; Unity International Inc., a New York corp.; The Dress Barn Inc., a New York corp.; A.J.I. Ltd., a New York corp.; Joyce Leslie Inc., a New York corp.; Jo- La Foundations Inc., a New York corp.; Catherine's Stores Corp., a Tennessee corp.; Intsam Inc., a New York corp.; Does 6/15/2010 2:10-cv- 04416 DSF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs APC
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Le Chateau Inc, a Canadian corp.; Does 6/9/2010 2:10-cv-04264	Copyright Infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs

Los Angeles Federal - USDC Central District of California	ODW Western Division - Los Angeles LA Printex Industries Inc. v. Bealls Inc.; Belk Inc.; The Bon-Ton Stores Inc.; Burlington Coat Factory Direct Corp.; Ross Stores Inc.; Dillard's Inc.; The Kroger Co.; JC Penney Co. Inc.; The Glik Co.; Kohl's Department Stores Inc.; Macy's Retail Holdings Inc.; The TJX Companies Inc.; Vanity Shops of Grand Forks Inc.; Sears Roebuck and Co.; Shopko Holding Co. Inc.; Specialty Retailers Inc; Does 5/17/2010 2:10-cv-03704 DSF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc.; Kim & Roy Co. Inc, d.b.a. Candy Rain, d.b.a. CNC Clothing Inc.; Does 5/6/2010 2:10- cv-03415 PA Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Deb Shops Inc, a Philadelphia corp.; K Mode; Does 5/5/2010 2:10 -cv-03370 VBF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs APC
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc.; Boulevard Style Inc., d.b.a. In Style; Artex America Inc.; Seoul Texprint Inc., d.b.a. Cafa Seoul Textprint Inc.; Does 4/22/2010 2:10 -cv-03027 DMG Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Macy's Retail Holdings Inc.; The TJX Companies Inc.; Marshalls of MA Inc.; Marshalls of CA LLC; The Bon-Ton Stores Inc.; Dillard's Inc.; Jones Apparel Group USA Inc.; A.O. Textile Inc.; Does 4/13/2010 2:10-cv-02689 DSF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries, Inc. v. Macy's Retail Holdings, Inc.; Does 4/7/2010 2:10- cv-02515 PSG Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Sears Holding Corp., a New York corp., d.b.a. Sears Roebuck & Co. and KMart Corp.; Deb Shops Inc., a Pennsylvania corp.; The Bon Ton Stores Inc., a Pennsylvania corp., d.b.a. Bergners and Carson Pirie Scott; Blg M Inc., a New Jersey corp., d.b.a. Annie Sez; RMP Fashion Inc., a New York corp.; Bloom; Uno Core Inc.; Cee Sportswear Inc.; Odyssey Knits Inc., a Canadian corp.; Does 3/23/2010 2:10-cv-02099 JC Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. CSI Industries Inc., a Pennsylvania corp.; Fashion Bug Retail	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs

	Companies Inc., a Delaware corp.; Charming Shoppes Inc., a Pennsylvania corp.; Nordstrom Inc., a Washington corp.; Fashion Click Inc.; Jalous; 4J's Fabric Inc.; Filene's Basement Corp., a Massachusetts corp.; The TJX Companies Inc., a Delaware corp.; Wet Seal Inc.; Max Rave LLC; G & G Shops Inc., a New York corp.; Ross Stores Inc.; Uno Clothing Inc.; Does 3/23/2010 2:10-cv-02102 GW Western Division - Los Angeles		
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc., d.b.a. DD's Discounts; Pure Zone; Candy Rain; Body Shop of America Inc., a Florida corp., d.b.a. Body Central; Excelhigh Inc., a New York corp.; Tiffany Collections 2000 Inc.; Does 3/23/2010 2:10-cv-02096 VBF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Belk Inc.; The TJX Companies Inc.; Dillard's Inc.; Ross Stores Inc.; Macy's Retail Holdings Inc.; Specialty Retailers Inc.; Levi Strauss & Co.; Shopko Holding Co. Inc.; Bob's Stores Corp.; Concord Buying Group Inc.; Glick Co.; Bealls Inc.; Mickey Finn Stores Inc.; VF Outlet Inc.; Forman Mills Inc.; Minneapolis Rag Stock Co.; McCaulou's Inc.; Does 2/12/2010 2:10-cv-01060 DDP Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries, Inc. v. Ross Stores, Inc; Charlotte Russe, Inc; Miken Sales, Inc; Does 2/3/2010 2:10-cv-00771 AHM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. The TJX Companies, Inc., a Delaware corporation; California Blue Apparel, Inc.; D.J. Summers, Inc., a New York corporation; Pumpkin Patch Ltd.; Does 1/4/2010 2:10-cv-00029 R Western Division - Los Angeles	Copyright infringement action over design H80196 and D40198. Defendants manufactured and sold garments with these designs. Download	Stephen Doniger Doniger Burroughs
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Los Angeles Federal - USDC Central District of California	00030 GHK Western Division - Los Angeles LA Printex Industries Inc. v. Forever 21 Inc., d.b.a. "Reference"; Sales Managers Unlimited Inc.; Peppe Peluso Studio; Does 12/23/2009 2:09-cv-09434 GHK Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs APC
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc v. Kohl's Department Stores Inc; By Design LLC; Does 12/21/2009 2:09-cv-09320 R Western Division - Los Angeles	Copyright infringement action.	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Sweater Wiz Inc.; Plus Management Inc., d.b.a. "T Party" and "Spotlight"; Kyo Inc.; Gullbert Tex Inc.; Genesis; London Eyes; Seventy Two; Knitenjin; Trinity; Does 12/10/2009 2:09-cv-09089 RSWL Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger & Burroughs APC
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	Kohl's Department Stores Inc., a Wisconsin corp.; FTY Connection; Trilon; Does 3/21/2008 2:08-cv-01935 SVW Western Division - Los Angeles		
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Liale Inc., d.b.a. Williams-East Corp.; Ross Stores Inc., a Delaware corp.; Deb Shops Inc., a Pennsylvania corp.; Mega Printex Inc.; Does 3/18/2008 2:08-cv-01836 ODW Western Division - Los Angeles	Copyright infringement action over plaintiff's copyrighted graphic artworks for use on textiles. Download	Stephen Doniger Doniger Law Firm APC
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Ross Stores Inc., a Delaware corp.; Alarmex Holdings Group LLC, a New York LLC; Apparel Holdings Group LLC, a New York LLC; Uno Clothing Inc.; Mackson Inc., a New York corp.; Intertex Apparel Ltd., a New York corp.; Does 2/11/2008 2:08-cv-00930 MMM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Dillard's Inc.; Does 2/7/2008 2:08-cv-00833 AHM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Ross Stores Inc., a Delaware corp.; MM & R Inc., a New York corp., d.b.a. New Vision Apparel and I.C.E.; Does 1/14/2008 2:08-cv-00220 GHK Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Complete Clothing Co.; Does 1/14/2008 2:08-cv-00234 MMM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries, Inc. v. Target Corporation; Target Brands, Inc.; Kandy Kiss of California, Inc.; Does 1/7/2008 2:08-cv-00075 ODW Western Division - Los Angeles	Copyright infringement action over design number E-50159 "Subject Design" mark. Defendants have manufactured and sold identical garments with plaintiff's design. Download	Douglas Linde Linde Law
Los Angeles Federal - USDC Central District of California	LA Printex Industries, Inc. v. Marshall's of MA, Inc.; Marshall's of CA, LLC; TJ Maxx of CA, LLC; The TJX Companies, Inc.; Creative Design Works, Inc.; Fabricland L.A.; Lucky Kim Int'l; Does 10/2/2007 2:07-cv-06430 GPS Western Division - Los Angeles	Copyright infringement action.	Douglas Linde Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Pacesetter Fabrics LLC; Delia's Inc.; Does 6/13/2007 2:07-cv-03857 MMM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Forever 21 Inc.; Forever 21 Retail Inc.; Does 5/15/2007 2:07-cv-03195 R Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc.; NYCAL Inc.; Does 5/15/2007 2:07-cv-03187 VBF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm

Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Mervyn's LLC; Shane Hunter Inc., a Delaware corp.; Does 5/10/2007 2:07-cv-03098 DDP Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Group USA Apparel Inc., d.b.a. Group US The Clothing Company; Moa Moa Inc.; Does 5/9/2007 2:07-cv-03084 SJO Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Fashion Bug Retail Companies Inc.; Does 5/9/2007 2:07-cv-03080 FMC Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Styles For Less Inc.; Does 5/9/2007 2:07-cv- 03082 PA Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Douglas Linde Linde Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Burlington Coat Factory Direct Corp., a New Jersey corp.; Jump Clothing Inc.; Fashion Avenue; Forever 21 Inc., a Delaware corp.; Forever 21 Retail Inc.; Ross Stores Inc., a Delaware corp.; Does 3/27/2007 2:07-cv-02019 AHM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Destine Inc., a New York corp.; The TJX Companies Inc., d.b.a. Marshalls, a Delaware corp.; Does 3/27/2007 2:07-cv-02020 GHK Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Joyce Leslie Inc., a New York corp.; Park Avenue Sportswear Ltd., a New York corp.; Does 3/27/2007 2:07-cv-02022 PSG Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Alona Apparel Inc., d.b.a. Positano; Amtex International Inc.; Bang Bang Boutique Inc., a New Jersey corp.; The Buckle Inc., a Nebraska corp.; Maglc Sportswear Inc.; Art Apparel Group Inc., d.b.a. Michael Leu Collection; Does 3/27/2007 2:07-cv- 02023 FMC Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Deb Shops Inc., a Pennsylvania corp.; M.I.S.S. Sportswear Inc., a New York corp.; Does 3/27/2007 2:07-cv-02024 MMM Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Burlington Coat Factory Direct Corp., a New Jersey corp.; Paris Sportswear Ltd., a Canadian limited company; Does 3/27/2007	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm

Los Angeles Federal - USDC Central District of California	2:07-cv-02016 ER Western Division - Los Angeles L.A. Printex Industries Inc. v. Kellwood Co. Corp., a Delaware corp.; My Michelle; Dillard's Inc., a Delaware corp.; Filene's Basement Inc., a Delaware corp.; Gottschalk's Inc., a Delaware corp.; Does 3/15/2007 2:07-cv-01733 DSF Western Division - Los Angeles	Copyright infringement action over copyrighted fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles State - Los Angeles Superior Court Central District	LA Printex Industries, Inc. v. Lee and Kent, LLP; Daniel Chang 1/19/2007 BC365018 Fromholz	Negligence	Stephen Doniger
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Federated Dept. Stores Inc.; The TJX Companies Inc.; Boscov's Dept. Store LLC; Belk Inc.; Ross Stores Inc.; Retail Ventures Inc.; Briggs New York Inc.; Roselon Industries Inc.; Does 11/2/2006 2:06-cv- 7022 GAF	Copyright infringement action over plaintiff's copyrighted fabric design.	Douglas Linde The Linde Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Notations Inc., a New York corp.; Kohl's Dept. Stores Inc.; Ross Stores Inc., a Delaware corp.; Samsung America Inc., a New Jersey corp.; Does 11/2/2006 2:06-cv-7031 FMC	Copyright infringement action over two- dimensional artworks for use on fabrics.	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. KJ Choi's Apparel, Inc.; Ross Stores, Inc., a Delaware Corporation; Target Corp., a Minnesota Corporation; Does 10/3/2006 2:06-cv-6303 RGK	Copyright infringement action over "Internal Design Number D40037 - Subject Design" mark. Defendants manufactured and sold fabric and garments with plaintiff's design.	Stephen Doniger Doniger Law Firm

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Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Saks Inc.; Bloomingdale's Inc.; Shopbop.com; Vibe The Boutique LLC; Sean Barron, d.b.a. Jole Jeans; Jole Rucker, d.b.a. Jole Jeans; Does 8/18/2006 2:06-cv-5198 GPS	Copyright infringement action over fabric designs.	Douglas Linde
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Federated Dept. Stores Inc., a Delaware corp., d.b.a. Hecht's, Robinsons May and Strawbridges; Burlington Coat Factory Direct Corp., a New Jersey corp.; Fang Clothing Inc.; Does 8/17/2006 2:06-cv- 05175-CAS-JC CAS	Copyright infringement action over fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Target Corp., a Minnesota corp.; Does 8/17/2006 2:06-cv-05179- RSWL-JC RSWL	Copyright infringement action over fabric designs. Download	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Target Corp., a Minnesota corp.; Does 7/25/2006 2:06cv4641 FMC	Copyright infringement action over fabric designs.	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Rush Apparel Inc.; Unitec; Star Fabric; Absolute Textile Inc.; Ilan Kashanian; 2 W Fashion Inc.; Midthrust Imports Inc.; Nikibiki Inc.; Fashion Bug Inc.; Charming Shoppes Inc., a Pennsylvania corp.; Charming Shoppes of Delaware Inc.; Zoomer's Inc., a New York corp.; Sak's Inc., an Alabama corp.; Dillard's Inc., an Arkansas corp.; Misyd Corp.; T.J. Maxx Inc.; Marmaxx Group; The TJX Companies Inc., a Delaware corp.; Windsors Fashions Inc.; RMLA Inc.; Fabric Studio Inc.; The Bon- Ton Stores Inc., a Pennsylvania corp.; Fusion America of Jersey Garden Inc., a New Jersey corp.; Kuperhand Inc., a New York corp.; Depa Int'l Inc., a New York corp.; Event Inc.; Design Collection Inc.; Does 5/30/2006 2:06cv3333 GPS	Copyright infringement action over textile designs.	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Belk Inc., a Delaware corp.; The Bon-Ton Stores Inc., a Pennsylvania corp.; Federated Dept. Stores Inc.; Macy's Dept. Stores Inc., an Ohio corp.; Foley's Inc., a Delaware corp.; Strawbridge's Inc., a Pennsylvania corp.; The May Dept. Stores Int'l Inc., d.b.a. Robinsons-May, d.b.a. Hecht's, a Missouri corp.; Steinhart Inc., a Florida corp.; The Dress Barn Inc., a New York corp.; T.J. Maxx Inc., a Massachusetts corp.; The TJX Companies, d.b.a.	Copyright infringement action over textile designs.	Stephen Doniger Doniger Law Firm

	Marshall's, a Delaware corp.; Ross Stores Inc., a Delaware corp.; Value City Dept. Stores LLC, an Ohio LLC; Kohl's Dept. Stores Inc.; Briggs New York Inc., a Missouri corp.; Does 5/30/2006 2:06cv3334 RSWL		
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Sears Roebuck & Co., a New York corp.; Absolute Textile Inc.; Exact Change Only Corp., a New York corp.; Kohl's Illinois Inc.; Kohl's; Does 4/20/2006 2:06cv2419 AHM	Copyright infringement action over textile fabric designs.	Stephen Doniger Doniger Law Firm
Los Angeles State - Los Angeles Superior Court Central District	LA Printex Industries, Inc v. Lee & Kent; Thomas E. Kent; Justin M. Lee 4/17/2006 BC350824 Aragon	Fraud	Douglas Linde
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Sears Roebuck & Co.; Komar & Sons Inc.; Milco Industries Inc.; Does 3/27/2006 2:06cv1824 GHK	Copyright infringement action.	Douglas Linde
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Motherhood Maternity Store Inc.; Mother Works Inc.; Does 3/27/2006 2:06cv1825 GPS	Copyright infringement action.	Douglas Linde
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Dots Stores Inc.; Deb Shops Inc.; Forever 21 Retail Inc.; Ice Tea Inc.; Does 3/27/2006 2:06cv1827 JSL	Copyright infringement action.	Douglas Linde
Los Angeles Federal - USDC Central District of California	LA Printex Industries Inc. v. Ross Stores Inc.; Exact Change Only Corp., a New York corp.; Does 3/13/2006 2:06cv1545 CAS	Copyright infringement action.	Scott Alan Burroughs Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Daffy's Inc., a New Jersey corp.; Mervyn's LLC; The TJX Companies Inc., a Delaware corp.; T.J. Maxx of California LLC, a Delaware LLC; Bang Bang Boutiques LLC, a Delaware LLC; Miki Manufacturing of Calif.; Does 1/19/2006 2:06cv350 SJO	Copyright infringement action over copyrighted designs on fabric.	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Austin Whang; Int'l Star; Fabric Selection Inc.; EKB; Pop Connection; Alex Fabric; Peyk Int'l Inc.; N.S.S. Fabric Inc.; R.C. Fabric Inc.; Star Fabric; Laguna Fabric; A & K Textiles; The TJX Companies Inc., a New Jersey corp.; TJ Maxx of CA Inc., a Delaware corp.; Ross Stores Inc., a Delaware corp.; Mix Nouveau; Hurley Int'l LLC, an Oregon corp.; 3 other inds.; Does 1/19/2006 2:06cv352 RSWL	Copyright Infringement action over copyrighted fabric designs.	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Austin Whang; Kiu Whang; Chang Oak; Absolute Textile Inc.; Ilan Kashanian; Rainbow Distribution Center Corp., a New Jersey corp.; Rainbow	Copyright infringement action over copyrighted fabric designs.	Stephen Doniger Doniger Law Firm

	USA Inc., a New York corp.; The New 5 7 9 and Beyond Inc., a New York corp.; Papaya Clothing; Styles 4 Less Inc.; 2W Fashion Inc.; Does 1/19/2006 2:06cv353 FMC		
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Ross Stores Inc., a Delaware corp.; G + G Retail Inc., a Delaware corp.; Apparel Holdings Group LLC, a New York LLC; Does 1/19/2006 2:06cv354 RGK	Copyright infringement action over copyrighted fabric designs.	Stephen Doniger Doniger Law Firm
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. Fashion Bug, Inc.; Tilly's, Inc.; The Buckle, Inc.; Global Clothing Network, Inc.; Big M Inc. dba Mande's; Does 8/19/2005 2:05cv6074 ABC	Copyright infringement action over "Internal Design Number F60023." Defendants sold infringing garments which featured the infringing design.	Stephen Doniger
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries, Inc. v. Fashion Bug, Inc.; Zelouf International; Novelty Plus, Inc.; Only Nine; Does 8/12/2005 2:05cv5916 CBM	Copyright infringement action over "Design E50082." Defendants produced and sold a fabric design identical to plaintiffs and manufactured it under the "Venezia" label.	Stephen Doniger
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. U.F.N. Textile Group Inc.; Seoul Texprint Inc.; Kiu Hong Whang; Austin Whang; Does 6/1/2005 2:05cv3946 DSF	Copyright infringement action over textile designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Kiu Hong Whang; Austin Whang; Does 6/1/2005 2:05cv3947 DT	Copyright infringement action over textile designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Macy's West Inc., an Ohio corp.; Federal Department Stores Inc., a Delaware corp.; Burlington Coat Factory Warehouse Corp., a Delaware corp.; The Buckle Inc.; a Nebraska corp.; Great Escape Manufacturing Corp.; Seoul Texprint Inc.; Kiu Hong Whang; Austin Whang; Does 6/1/2005 2:05cv3948 PA	Copyright infringement action over textile designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Kiu Hong Whang; Austin Whang; Does 6/1/2005 2:05cv3949 GAF	Copyright infringement action over textile designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Kiu Hong Whang; Austin Whang; Does 6/1/2005 2:05cv3952 JFW	Copyright infringement action over textile designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Kiu Hong Whang; Austin Whang; Does 6/1/2005 2:05cv3953 RSWL	Copyright infringement action over textile designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Seoul Texprint Inc.; Kiu Hong Whang; Austin Whang; Does 5/31/2005 2:05cv3944 RSWL	Copyright infringement action over textile designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Target Corp., a Minnesota corp.; Does 5/11/2005 2:05cv3552 NM	Copyright infringement action over copyrighted print designs.	Daniel Chang Chang & Kim LLP
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Mervin's Inc., a Delaware corp.; Does	Copyright infringement action over copyrighted print designs.	Daniel Chang Chang & Kim

Los Angeles Federal - USDC Central District of California	5/11/2005 2:05cv3553 GAF L.A. Printex Industries Inc. v. Mervyn's Inc., a Delaware corp.; Does 5/11/2005 2:05cv3557 DDP	Copyright infringement action over copyrighted print designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Target Corp., a Minnesota corp.; Does 5/11/2005 2:05cv3558 JSL	Copyright infringement action over copyrighted print designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Mervyn's Inc., a Delaware corp.; Does 5/11/2005 2:05cv3555 JSL	Copyright infringement action over copyrighted print designs.	Daniel Chang Chang & Kim
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Lane Bryant Inc., a Delaware corp.; Lane Bryant Purchasing Corp., a Delaware corp.; Zelouf Int'l Corp., a New York corp.; Does 2/23/2005 2:CV05- 1339 DSF	Copyright infringement action over textile designs.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Lane Bryant Inc., a Delaware corp.; Lane Bryant Purchasing Corp., a Delaware corp.; Fashion Bug #2858 Inc.; Fashion Bug #3227 Inc.; Fashion Bug #3267; Fashion Bug Plus #8078 Inc.; Global Clothing Network Inc.; Does 2/23/2005 2:CV05- 1341 CAS	Copyright infringement action over textile designs.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Lane Bryant Inc., a Delaware corp.; Lane Bryant Purchasing Corp., a Delaware corp.; Fashion Bug #2858 Inc.; Fashion Bug #3227 Inc.; Fashion Bug #3267 Inc.; Fashion Bug Plus #8078 Inc.; Zoomers Inc., a New York corp.; Does 2/23/2005 2:CV05-1346 PA	Copyright infringement action over textile designs.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Nordstrom Inc., a Washington corp.; Volume One Inc.; Does 1/13/2005 2:CV05-0319 DDP	Copyright infringement action over copyrighted designs on fabric.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Nordstrom Inc., a Washington corp.; Misyd Corp.; Does 1/13/2005 2:CV05-0320 GPS	Copyright infringement action over copyrighted designs on fabric.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Nordstrom Inc., a Washington corp.; Fashion Click Inc.; Does 1/13/2005 2:CV05-0321 FMC	Copyright infringement action over copyrighted designs on fabric.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Nordstrom Inc., a Washington corp.; Star of India Fashions Inc., an Arizona corp.; Does 1/13/2005 2:CV05-0324 CBM	Copyright infringement action over copyrighted designs on fabric.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Nordstrom Inc., a Washington corp.; Alfar Imports Ltd., a New York corp.; Does 1/13/2005 2:CV05-0325 NM	Copyright infringement action over copyrighted designs on fabric.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Macy's West Inc., an Ohio corp.; Misyd Corp.; Does 1/12/2005 2:CV05- 0239 ER	Copyright infringement action over copyrighted fabric designs.	Thomas Kent Lee & Kent

Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Macy's West Inc., an Ohio corp.; Byer California; Does 1/12/2005 2:CV05- 0240 JFW	Copyright infringement action over copyrighted fabric designs.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Macy's West Inc., an Ohio corp.; Stoney Apparel Corp.; Does 1/11/2005 2:CV05-0210 MMM	Copyright infringement action over fabric designs.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Bang Bang Boutiques Inc., a New York corp.; The Art Apparel Group; Jeetish Imports Inc., a New York corp.; Does 1/4/2005 2:CV05-0057 FMC	Copyright Infringement action over fabric designs.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Ashley Stewart Ltd., a Delaware corp.; Does 1/4/2005 2:CV05-0058 GPS	Copyright infringement action over fabric designs.	Thomas Kent Lee & Kent
Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. The Buckle Inc., a Nebraska corp.; Stoney Apparel Inc.; Does 1/3/2005 2:CV05-003 GPS	Copyright infringement action over fabric designs.	Thomas Kent Lee & Kent

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Los Angeles Federal - USDC Central District of California	L.A. Printex Industries Inc. v. Sears Roebuck & Co., a New York corp.; Byer Calif.; Alfred Paquette Inc.; Absolute Textile Inc.; Exact Change Only Corp., a New York corp.; Does 1/3/2005 2:CV05-005 RGK	Copyright infringement action over fabric designs.	Thomas Kent Lee & Kent

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EXHIBIT B

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

HONORABLE GEORGE H. KING, UNITED STATES DISTRICT COURT JUDGE

L.A. PRINTEX INDUSTRIES, INC., }
Plaintiff, }
vs. }
MACY'S WEST, INC., et al. }
Defendants. }

CASE NO. CV 04-06769

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Los Angeles, California

Monday, August 28, 2006

9:30 p.m.

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P R O C E E D I N G S

THE CLERK: Item No. 1: Civil 04-6769, L.A.
Printex, Incorporated, versus Macy's, Incorporated, et al.
Counsel, please state your appearances.

MR. LINDE: Good morning, Your Honor. Doug Linde
for the plaintiff.

THE COURT: Yes, good morning.

MR. BAUM: Good morning, Your Honor. Michael
Baum, Andrew Jablon appearing for defendants Macys, Inc.,
Federated Department Stores, Inc., J.C. Penny Corporation,
Ino., Gottschalks, Inc., Burlington Coat Factory Warehouse
Corporation, Marshalls of California, Great Escape
Manufacturing.

THE COURT: All right. Very good. Good morning.

MR. QUINTO: Good morning, Your Honor. David
Quinto, Quinn, Emanuel, Urquhart, Oliver & Hedges, for Seoul
Texprint defendants.

THE COURT: Yes, good morning.

MS. RADL: Good morning, Your Honor. Dana Radl on
behalf of UFN Textile

THE COURT: Yes, good morning.

All right. This matter is on the court's
calendar to consider the responses of the plaintiff to our
order to show cause which we issued on June 7, 2006 as to
why sanctions ought not to be imposed upon plaintiffs for

1 the apparent filing by the plaintiffs of falsified documents
2 in the motion -- in the process of the motion for summary
3 judgment that is still pending before the court.

4 Mr. Linde, you may approach the lectern.

5 I have reviewed your response to the order to show
6 cause that you filed and, frankly, I don't find it
7 particularly satisfactory. It appears to me to be some
8 post-hoc justification trying to shoehorn something into an
9 explanation which it does not bear much resemblance to
10 reality. I have a good sense as to what happened here and
11 what it is that your side, whether it's you or previous
12 counsel and Mr. Nah, was trying to accomplish, which I find
13 to be very disturbing in this case.

14 If you wish to be heard further on this, I will
15 hear from you. Obviously, we are just talking about the
16 so-called design ownership certificate that has been filed
17 in this case along with Mr. Nah's declaration, which was
18 dated December 15, 2004, in which he purports to, apparently
19 falsely, assert that that document is a true and correct
20 copy of the assignment that purportedly took place on a date
21 that just didn't happen.

22 So, if you want to be heard further as to what
23 sanctions the court ought to impose, whether or not there
24 ought to be a reference to the United States Attorney's
25 Office for prosecution of Mr. Nah for having made a false

1 statement under penalty of perjury, and the full range of
2 remedies that may be available to the court in order to
3 vindicate what appears to be a fairly egregious attempt to
4 manipulate the processes of the court; I'll hear from you.

5 MR. LINDE: Thank you, Your Honor.

6 The first point that I'd like to address is, it
7 seems like the issue here is the date that the transfer was
8 signed. And the case law is fairly definitive that the date
9 that the transfer was signed is not material in any way to a
10 copyright action. There is no dispute as to who created the
11 design. There has only been testimony from one person in
12 this case that they were the authors of the design. And the
13 testimony from every person within the Bernini organization,
14 that's all, and Scremin Francesca, submitted by declaration,
15 is that the design was transferred to L.A. Printex solely
16 and exclusively. Therefore, there is no dispute between the
17 owner of the design and the author of the design as to who
18 owns the design.

19 So, the question is, what is the issue of the
20 design's ownership certificate relevant to in this case.
21 And the case law -- or there are 17 cases. I cited them in
22 the brief and I brought them with me today. It's unanimous:
23 It's not relevant to any issue in the case.

24 Now, the defendants, they cite this case
25 Konigsberg, saying no, you need a transfer; without transfer

1 it's invalid. The problem is, and the defendants never
2 addressed this point, that Footnote 1 of the Magnison vs.
3 Yesteryear Video cases specifically says that the
4 Koenigsberg case only applies in cases where the original
5 author has a dispute with the current owner. It does not
6 apply in third-party infringement cases and that's clear.
7 Therefore, there is no legal effect of whether or not -- the
8 only issue here today is to determine whether the plaintiff
9 attempted to mislead the court as to whether there was a
10 written assignment as to 1/23/02.

11 Considering any sanctions, it's imperative that
12 the court -- that the court's ruling take into account that
13 there is absolutely no legal effect as to whether or not
14 there is a assignment as to 1/23/02. And that comes to us
15 from the Ninth Circuit and the Halco case.

16 I -- I --

17 THE COURT: For purposes of today, I will permit
18 the conclusion that the assignment did not have to be on
19 January 23, 2002 for there to be a valid assignment of some
20 sort. Because I don't want to talk about the merits of
21 whether or not you do have an assignment for purposes of the
22 merits of this case, because you have to have an assignment,
23 it has to be valid. Whether or not beyond that, to what
24 extent third parties can challenge whether you can have a
25 memorandum that refers back to a previous oral assignment,

1 that's for another day.

2 I think it's fair enough that you bring it up,
3 because that may affect whether the court dismisses this
4 action because of the misdeed that I have identified or
5 whether a lesser sanction ought to be imposed. So, as to
6 that, I think it's irrelevant what you are bringing up.

7 But let's assume for the moment that I conclude
8 that this document was not going to be conclusive or
9 dispositive of the action such that a dismissal would appear
10 to be an appropriate sanction, I still want to talk about --
11 -- unless you don't have anything else to say other than
12 what you attempted to say in your response -- about why this
13 is not sanctionable conduct and serious sanctionable
14 conduct.

15 You know, ultimately, at the end of the day, if I
16 agree with you on the merits, all that would seem to say to
17 me is that the plaintiff was ignorant but not without evil
18 motive. It's not a good combination, because it may turn
19 out that all of this was unnecessary if he had not been
20 ignorant of what the law required. But perhaps being
21 ignorant of what the law permitted, if evil motivation came
22 to the forefront and he thought that he had to manufacture
23 evidence to satisfy a rule of law which, at least you argue,
24 doesn't really exist in that form, that is, the requirement
25 of a written assignment on the date of assignment, I'm not

1 ruling on that.

2 I want to focus on purposes of what -- today's
3 motion, whether you have anything further to say about why
4 this is not sanctionable conduct, why this was not a false
5 document, why this was not an attempt to convince the court
6 of the validity of a document that's false.

7 MR. LINDE: Okay. Thank you, Your Honor. I
8 understand we're reserving that question for at least
9 another time or not day. The question as to the conduct
10 itself at issue, we have with us three witnesses who were
11 involved directly in the transaction.

12 From reading the court's order to show cause, it
13 seems that some of the court's concern stems from a letter
14 written by Giuliano Bernini wherein it states that L.A.
15 Printex used force to sign a belated design ownership
16 certificate, that L.A. Printex forced Alessandro Bernini to
17 sign his father's name. To the extent the court relies on
18 that document, which had already been ruled hearsay and
19 admissible --

20 THE COURT: Well, just -- not quite so fast. You
21 know darn well that there is difference between
22 admissibility depending upon which party it's being used
23 against versus which party is using it. Okay? So just
24 because a document is hearsay, if used by a party doesn't
25 mean that it's hearsay when you -- against that party. You

1 know that, don't you?

2 MR. LINDE: Well, that would be a party admission,
3 Your Honor.

4 THE COURT: Well, no. Answer my question. You
5 know the difference, don't you?

6 MR. LINDE: I'm not sure that that difference is
7 applicable in this case.

8 THE COURT: Well, you understand generally there
9 is that difference, don't you?

10 MR. LINDE: I understand that document --

11 THE COURT: Okay. Now, you understand there is a
12 difference between whether somebody is using that document,
13 whether it's admissible versus whether that document can be
14 used against that party.

15 Well, if you don't and it's taking you sometime to
16 think about that, maybe you need to review the Rules of
17 Evidence, because there is clearly a difference between
18 whether a document is being used against a party versus
19 being used by the party. But you might want to take
20 sometime after the proceeding to review that.

21 Be that as it may, just because I said that that
22 document is hearsay when used or purported to be used by Mr.
23 Nah and the plaintiff does not necessarily mean that that
24 document is hearsay when being used against the plaintiff,
25 which is the party that purported to sponsor that document,

1 the party that purported to attach that letter to a
2 declaration of Mr. Nah and proffering it to the court to
3 consider. So, don't expect that just because I had
4 previously said that this document is hearsay when sought to
5 be used by you is necessarily hearsay when it is now being
6 used against you.

7 All right. You may proceed.

8 MR. LINDE: Thank you, Your Honor.

9 To extent that the court is inclined to consider
10 that document for the truth of the matter asserted therein,
11 we have brought three witnesses to testify that Mr. Bernini
12 was never at L.A. Printex on the day that the design
13 ownership certificate was signed, and that his understanding
14 of what occurred on that day is incorrect, quite simply.

15 Mr. Nah, Ms. Choi and Mr. Raspi, who is a sales
16 agent for Studio Bernini, will testify that in fact the
17 design ownership certificate was signed voluntarily as a
18 matter of duty of Studio Bernini who did sell the designs to
19 L.A. Printex on January 13th, 2002, and that the decision to
20 sign Mr. Bernini's name was in fact Alessandro Bernini's
21 decision, and that the documents are filled out in
22 Mr. Bernini's own hand, and that the only input L.A. Printex
23 had was the initial request to have the document signed in
24 the first place, and second, one of the dates written on the
25 document. So --

1 THE COURT: Let me ask you this: In one of
2 Mr. Giuliano Bernini's statement is that he said at
3 paragraph 5: So even if the declaration is signed as my
4 name, I confirm the declaration of my son in the sense that
5 you asked him to reproduce my signature because the
6 signature of Alessandro could cause you -- could cause to
7 you other difficulties since he was not the owner of the
8 company in 2002. I'm just referring to the difficulties --
9 causing difficulties part. Does Mr. Nah deny that?

10 MR. LINDE: Deny that --

11 THE COURT: That he asked the signature be of
12 Mr. -- Mr. Alessandro Bernini to sign it and in Mr. Giuliano
13 Bernini's name because Alessandro's signature could cause
14 him other difficulties since Alessandro was not the owner of
15 the company in 2002.

16 MR. LINDE: Yes. Mr. Nah is here to testify, so
17 any questions on that I would defer to Mr. Nah.

18 THE COURT: No, I just want -- look, I'm assessing
19 whether or not there is any need to have an evidentiary
20 hearing --

21 MR. LINDE: Okay. Let --

22 THE COURT: -- because there may be; you know -- I
23 want to assess whether or not he's going to dispute that or
24 not. And even if he disputes it, I'm not sure whether or
25 not we need that evidentiary hearing, because I think the

1 focus, while I did, as a matter of fairness, want to put
2 everything out there on the OSC so that you will be prepared
3 to discuss everything, I certainly am not saying that
4 everything that I put out there is going to be the basis of
5 any ruling.

6 So -- and it may turn out that all of this is
7 unnecessary because I'm not going to rely upon Mr. Giuliano
8 Bernini's letter after all.

9 But I was just curious. Do you have the answer?
10 If you want to ask Mr. Nah about that, you can go ahead and
11 ask him, then you can respond to me.

12 MR. LINDE: No, I can address that for you, Your
13 Honor.

14 The -- what the evidence in the case will show is
15 that it was Alessandro Bernini's decision to write his
16 father's name. Whether or not there is a subsequent
17 conversation wherein there was indicated the defense
18 attorneys are challenging whether Alessandro or Giuliano
19 should have signed it, I'm not sure. And we can have
20 Mr. Nah address that point.

21 But on that August date, 2004, the decision to
22 sign Giuliano Bernini's name was Alessandro Bernini's
23 decision and it was -- he had the full endorsement of
24 Giuliano Bernini to sign it.

25 THE COURT: Let's zero in on the problem that I

1 nevertheless feel, regardless of the letter and your
2 witnesses all seem to be directed to that letter, but let's
3 move away from that letter and let's talk about this
4 document, which is the design ownership certificate.

5 Do you wish to be heard further on the following:
6 That is, A, there is no doubt in my mind, it seems to me,
7 that that document is not a true document. That document
8 purports to say that it was signed this 23rd day of -- you
9 know, if any of you care -- if you want to make comments or
10 whatever it is, you can step outside or you can be removed.
11 This is a courtroom and I don't want anybody to have any
12 responses just because things have been said or not said.

13 Anybody who responds out of order will be removed
14 from this courtroom. I don't want any responses, laughs or
15 anything.

16 I hope I have made myself clear to this side of
17 the room.

18 MR. LINDE: Thank you, Your Honor.

19 THE COURT: The document, which is the design
20 ownership certification, says it was signed this 23rd day of
21 January, 2002, in Los Angeles. That obviously is a false
22 statement because it was, and has been now admitted by
23 everybody, including plaintiffs and plaintiffs' witnesses,
24 that that's just simply not true. That document was not
25 signed on January 23, 2002. It was signed in 2004 --

1 MR. LINDE: Correct, Your Honor. That was --

2 THE COURT: -- in August.

3 MR. LINDE: Correct, Your Honor. That was made
4 clear 60 days after this was initially filed with the court
5 in declaration.

6 THE COURT: Right. However, I have never -- first
7 of all, that declaration was signed by Mr. Nah, who
8 purported to say that this design ownership certification
9 was a true and correct copy of the assignment dated
10 January 23, 2002. There was no written assignment on that
11 date. That's what the fact is. You can't have a copy of an
12 oral assignment, assuming that the oral assignment did take
13 place on that date unless you had a tape recording or video,
14 which you do not have.

15 So it's clear that Mr. Nah's declaration filed
16 under penalty of perjury worked to attempt to mislead the
17 court and counsel into believing that this false document in
18 fact was the written assignment that took place on
19 January 23, 2002 when it is very clear that it did not and
20 that this was not the assignment.

21 In fact, your argument now is, this document is
22 nothing more than a written note or memorandum memorializing
23 a prior earlier assignment which was oral but which took
24 place in January of 2002. But even in making that argument,
25 you never withdrew this document as the false written

1 assignment that it purports to be. You only say: Well, it
2 doesn't matter because you can have a later memorialization,
3 but this is not a later written memorialization. This
4 purports to be the operative document, the operative
5 assignment. That's the problem.

6 To this date, even on OSC for sanctions, you have
7 still not withdrawn this document, which is absolutely on
8 its face appears to be false, but have tried to argue around
9 it and have yet to come to terms with it. That's the
10 disturbing part, Mr. Linde.

11 MR. LINDE: Okay.

12 THE COURT: And if you want to address that, I
13 think that's what we need to get at.

14 MR. LINDE: Okay, thank you, Your Honor. I would
15 like to address that.

16 To the extent that we have not withdrawn this
17 document, any reliance on this document, the design
18 ownership certificate, we do. To the extent I can request
19 the court not to consider this document in connection with
20 the motion for summary judgment, I do.

21 THE COURT: You mean as of right now you do.

22 MR. LINDE: I -- I -- I must confess to you that I
23 didn't know there was a formal procedure for withdrawing
24 documents for consideration of the court, but I would
25 withdraw the -- this document from consideration of the

1 court as of right now, if I may be permitted to do so.

2 We rely, for the design ownership transfer, not
3 merely on this document, and actually not at all on this
4 document, but upon the written transfers contained in the
5 declarations of all the Bernini witnesses, who are
6 Alessandro, Giuliano, and Scremin Francesca --

7 THE COURT: I don't -- that goes to the merits of
8 summary judgment. I want to talk about -- all right. To
9 the extent that you now recognize that this is a false
10 document that should be withdrawn and you have withdrawn it,
11 fine.

12 Now the question is: What sanctions should I
13 impose, if any, as a result of what has been described to
14 you in the OSC and what I have orally described to you as
15 what happened starting with the December 15, 2004 false
16 declaration by Mr. Nah attesting purportedly to the
17 authenticity and the correctness of that false design
18 ownership certification.

19 If you want to be heard on that, fine, and then I
20 will have counsel from the other side be heard on it and
21 then I will make my determination as to what sanctions to
22 impose. All right.

23 MR. LINDE: Just a procedural question. Will I
24 have an opportunity to address opposing counsels' remarks?

25 THE COURT: I'm sorry?

1 MR. LINDE: Will I have an opportunity to
2 address --

3 THE COURT: I will give you a brief opportunity to
4 respond to whatever they say.

5 MR. LINDE: Then, I think what I would like to do
6 is reserve our position on the sanctions issue until after
7 they have spoken.

8 THE COURT: No, I want to hear from you first. Do
9 you have any position? I mean, you know, the order to show
10 cause is directed to you as to why sanctions shouldn't be
11 imposed. I mean, it's very nice of you and very, very
12 gentlemanly of you to have to pass the baton to these folks,
13 but I'd like to hear from you first if you don't mind.

14 MR. LINDE: Fair enough. Okay. On the sanctions
15 issue, Mr. Nah is my client. I have spoken with
16 Mr. Bernini, I have spoken with the Berninis in Italy, I
17 have spoken with the original artist, and to the extent --
18 to the extent the court needs to have a finding of bad faith
19 in connection with imposing sanctions, I'm convinced that
20 there is no such bad faith ever existed.

21 The design was transferred in January of 2002 --
22 I'll keep my comments brief. The design was transferred in
23 January of 2002 and there is no dispute about that between
24 the parties. The parties -- they did not consult a lawyer.
25 They are not lawyers, they are artists.

1 They attempted to put together a design ownership
2 transfer that would be effective on the date the design
3 actually transferred. Should they have done it? No. Are
4 they going to do it a different way? Yes. I have had
5 conversation with all of them --

6 THE COURT: It doesn't take legal knowledge. It
7 doesn't take anything to know that you're backdating a
8 document. That's all I'm talking about. This document
9 said: Dated this 23rd day of January, 2002, but it wasn't
10 January 23, 2002, it was August 2004. It doesn't take legal
11 knowledge, it doesn't matter whether they are artists, not
12 lawyers, to know. That's a lot. That's a falsity and you
13 are putting it to a false document, so I'm not accepting any
14 excuses about the niceties of copyright law or all of that,
15 because they don't have to know that. All they need to know
16 is honesty, truth. And if you're telling me that they are
17 mixing up truth because they don't know whether saying one
18 date which is not the correct date is okay or not, then I
19 think they got problems well beyond this lawsuit.

20 MR. LINDE: Okay. Thank you, Your Honor. And to
21 the extent that you do have questions of the individual
22 witnesses and their good faith or bad faith knowledge,
23 ignorance, the witnesses are here today to testify.

24 THE COURT: Well, you haven't proffered anything
25 for me so that there is need to take any testimony. With

1 respect to the letter, if I agree with you I won't consider
2 the letter. Then you're saying there is no need also for
3 the testimony, aren't you?

4 MR. LINDE: On that issue, yeah. And the --

5 THE COURT: And what other issue is there, and if
6 you think testimony is needed, where is the declaration in
7 support of it?

8 MR. LINDE: To the extent that the court is --

9 THE COURT: Is there is a declaration in support
10 of anything that you think you want to put on in terms of
11 evidence today?

12 MR. LINDE: There are certain declarations in
13 support of that evidence, yes, Your Honor.

14 THE COURT: Okay. That declaration -- those
15 declarations have already been filed and I have considered
16 it.

17 MR. LINDE: Okay. To the extent the court is
18 making its decision on credibility or bad faith, I feel it's
19 appropriate that the court have an opportunity to assess the
20 demeanor of the witnesses. I understand the court is not
21 inclined to do so, but I feel that that is also relevant and
22 I would like to make my record on that point.

23 THE COURT: I don't remember Mr. Nah filing a
24 declaration in response to the OSC saying somehow that he
25 didn't know the difference between a document that was

1 signed on a date that it actually was signed versus a
2 document that was backdated. Do you have something in a
3 declaration form that would cause me to question his
4 understanding of a document that has been backdated versus a
5 document that's signed on the date it was supposed to have
6 been signed?

7 I don't -- if you do, please call it to my
8 attention, because I see nothing in any of Mr. Nah's various
9 declarations throughout the course of these proceedings that
10 purports to have any explanation or any excuse or argument
11 that somehow when he filed this declaration on December 15,
12 2004, purporting to say that the design certification was
13 true and correct copy of the assignment, that somehow he
14 thought it was really a true and correct copy of it.

15 MR. LINDE: Okay. On June 13, 2006, plaintiff
16 L.A. Printex filed a declaration by Jae Nah, paragraph 5.
17 I'm not going to read it. It's in the record. I submitted
18 a request for judicial notice in all of the declarations and
19 I just request the court take judicial notice of them.

20 The declaration says -- it details the -- that the
21 design ownership certificate was filled out by Alessandro
22 Bernini in his own hand and Mr. Nah simply states whatever
23 you think is correct is correct.

24 THE COURT: I have that. I have it right here. I
25 have read it.

1 MR. LINDE: Okay.

2 THE COURT: So this is all that you have?

3 MR. LINDE: We also have Mr. Nah here to address
4 any specific questions.

5 THE COURT: But what my specific question was, I
6 set it forth in the OSC. If he chose not to address it in
7 his declaration, you know, this is not some kind of an open
8 fishing expedition, let's say, oh, Mr. Nah is here, let's
9 put him on the stand, let's ask him questions, maybe he
10 knows something about baseball or something. We are not
11 interested in that.

12 If you are not going to put something in his
13 declaration which you filed on June -- on or about June 13,
14 2006, that addresses what I told you would be the subject of
15 this order to show cause, which was issued on the 6th or the
16 7th of June, then I'm not just going to go and spend time
17 and try to discover whatever else that he might have to say,
18 which you still have not even proffered to me what it is
19 that he's going to say, if he's going to say anything, on
20 this critical subject.

21 So, if this is as much as you have to offer me,
22 then I'm going to conclude that a further evidentiary
23 hearing above and beyond the evidence that you have
24 submitted is unnecessary.

25 MR. LINDE: Okay. The court's position on that is

1 clear. The only other point that I would make is that the
2 plaintiff is given seven days to respond to the order to
3 show cause. In that time period, if Ms. Choi is not able to
4 complete a declaration, I think she may be in Korea, but
5 she's here, and so --

6 THE COURT: Well, it certainly -- you know, I
7 may -- you know, it may have been seven days when I told you
8 to respond by June 13, but of course as you know, today is
9 August 28. And even if you say that everything was on hold
10 before me while Judge Snyder was making her decision, I
11 don't remember specifically when she decided the case, the
12 motion for recusal, but my recollection is that it's quite a
13 few weeks ago. When did she decide that?

14 MR. LINDE: I don't remember offhand.

15 THE COURT: Do you folks on this side have the
16 date?

17 MR. BADM: Yes, Your Honor. August 7th, the
18 recusal was --

19 THE COURT: Three more weeks have gone by. Was
20 there any impediment to you submitting anything else you
21 cared to during the three weeks after the denial of the
22 motion so that you could say, well, rightly, this matter is
23 back before Judge King so that we can submit things which we
24 didn't have a chance to submit during the initial seven
25 days? Now you had 21 extra days to do that, if that

1 quickly. Was there any impediment?

2 MR. LINDE: Only -- no specific impediment, Your
3 Honor.

4 THE COURT: All right. You may conclude if you
5 have something else to finish up, then let me hear from
6 counsel.

7 MR. LINDE: Thank you, Your Honor. I -- the
8 court --

9 THE COURT: I still haven't heard what
10 sanctions --

11 MR. LINDE: I should address that. The court was
12 interested in my view on the sanctions issue and I want to
13 address that before concluding.

14 The reason that I was getting into -- and I
15 discussed more fully in the papers, I'm not -- I don't share
16 the view of the court that this was done in bad faith or
17 specific attempt to deceive. That being said, assuming
18 sanctions are warranted, the case law is very clear. The
19 court has to consider sanctions in descending order of
20 severity and indicate clearly why lesser sanctions are not
21 appropriate.

22 So, for example, I think the most mild sanction
23 would be censure. Above that would be perhaps a fine or an
24 evidentiary sanction, and all the way at the top of the
25 scale, a dismissal. I believe, to the extent that the court

1 believes a sanction is warranted or appropriate, an
2 evidentiary sanction striking the document is clearly
3 appropriate.

4 Additionally, because of the importance of the
5 document in the case, legally speaking, dismissal is not
6 appropriate and a fine would serve the purposes that the
7 court is seeking to serve the court -- serve the court --
8 the purpose of the court's seeking to address through this
9 OSC. And that's all I have for now.

10 Thank you, Your Honor.

11 THE COURT: Mr. Quinto.

12 MR. QUINTO: Thank you, Your Honor.

13 Your Honor, I'd like to lay out briefly some of
14 the factual context that I think bears on the court's
15 analysis and then I believe Mr. Baum will address the legal
16 aspects more.

17 Your Honor, to begin, this is not the first
18 instance of perjury by Mr. Nah in this case. Mr. Nah
19 submitted a declaration dated September 9, 2004 in which he
20 declared in paragraph 21: In or about January 2002, L.A.
21 Printex developed artwork for design, L.A. Printex internal
22 design 1204, hereinafter Design R1204. On or about
23 February 28, 2002 L.A. Printex created engraving design
24 1204.

25 That statement we now know was false. This was

1 not original artwork. It was artwork acquired from Italy.

2 That declaration was used by plaintiff to appear
3 ex parte on a TRO heard by Judge Collins. Everything
4 appeared to be in order and Judge Collins issued a sieze
5 order allowing plaintiff to seize, at my client's place of
6 business, all the computers, all the records, the books,
7 everything.

8 We learned that this statement in Mr. Nah's
9 September 2004 declaration was false when I deposed Mr. Nah
10 in November 2004. During that deposition, Mr. Nah conceded
11 that the design had come from Italy. I immediately asked to
12 see a copy of the assignment. Counsel promised to provide
13 me with a copy but no copy was forthcoming.

14 On December 15, 2004, Mr. Nah submitted the
15 declaration that gave rise to the OSC that the court is at
16 issue in which he said a true and correct copy of the
17 assignment was attached. We had a hearing in January 2005
18 concerning that assignment. Based only on a photocopy of a
19 photocopy, we raised sufficient questions about the
20 authenticity of the assignment that this court denied
21 plaintiff's request for preliminary injunction with respect
22 to R1204. I would like to think that had that document been
23 shown to Judge Collins, she might also have had sufficient
24 questions and might have denied the ex parte seizure of my
25 client's place of business.

1 Following the January 2005 hearing, this court
2 ordered that the original assignment be produced for
3 defendants' inspection. That original has never been made
4 available to defendant. All the defendants were shown
5 thereafter was a color photocopy of the assignment.

6 In July 2005, plaintiff filed the second amended
7 complaint in this action. That document is now the
8 operative complaint, and it alleges in paragraph 36: In or
9 about January 2002, plaintiff's president, Mr. Nah, and its
10 design team developed original artwork for a series of print
11 designs and internally designated plaintiff as Lace Group A.
12 Among the designs included in Lace Group A is the design
13 assigned plaintiff's internal design No. R1204, hereinafter
14 Design No. R1204.

15 So, in January 2005, long after we uncovered
16 evidence that the assignment was falsified, they go back to
17 allege in the complaint that's plaintiff's original work of
18 art. Attached to the complaint is a certificate of
19 copyright registration. That certificate has legal
20 significance.

21 Under 17 U.S.C. 411, no action for copyright
22 infringement may be filed until the plaintiff has obtained a
23 certificate of copyright registration or been denied
24 registration.

25 17 U.S.C. 409 provides that the applicant for

1 copyright registration shall provide correct information in
2 that application. The application, which has never been
3 corrected, states that the design was authored by L.A.
4 Printex. There is no mention that it was acquired by
5 assignment, and yet 409, Section 409 says if it's acquired
6 by assignment, you've got to say who it came from, who the
7 author is, the place of creation, etcetera. They are still
8 relying on what they know to be a false certificate of
9 copyright registration which provides the jurisdictional
10 basis for the court to hear this suit.

11 Thank you, Your Honor.

12 THE COURT: Okay. Mr. Baum.

13 MR. BAUM: Your Honor, the only appropriate
14 sanction in this case is dismissal. And the reason for that
15 is, the issue of the creation of the design is central to
16 this case. Who created it. And as Mr. Quinto points out,
17 that's been a moving target. First, they say they created
18 it and then they say they bought it, then they continue to
19 say they created it in documents filed after the dates that
20 they said they bought it.

21 They continue to allege that they spent millions
22 of dollars to develop these designs when we are now told,
23 based on the design ownership certificate and the receipt
24 accompanying it, that they paid \$375.00 for the design.
25 Nobody knows what the truth is.

1 The document which the plaintiffs themselves
2 proffered indicate that Mr. Bernini or the Berninis were
3 forced to do things. Now they are telling us: Oh, no, they
4 weren't forced to do things, they did it themselves.

5 Counsel has just told Your Honor that he didn't
6 time to submit a declaration for Moon Choi explaining what
7 the facts really are. What counsel fails to point out and I
8 would remind Your Honor that the plaintiffs filed a reply
9 pleading in connection with the instant proceeding. They
10 filed a -- plaintiff's response to defendants' reply to
11 order to show cause re: sanctions. They filed it on
12 June 22nd, 2006 after they filed their original set of
13 papers. And in that reply pleading they don't say anything
14 about needing a declaration of Moon Choi. They don't
15 address any of the factors that they wanted to proffer to
16 the court here. It's all an afterthought. Everything here
17 is an afterthought.

18 One way of saying it is, if first you don't
19 succeed, try, try, try again. Another way of saying it is,
20 you have in this case of plaintiffs and counsel who will use
21 any means to do anything, adopt any tactic to try to keep
22 this case going to get where they want to go with it.

23 We are two years into this case almost exactly,
24 Your Honor, and Mr. Linde stands up at Your Honor's prodding
25 and says, well, we'll withdraw the design ownership

1 certificate. That never occurred to them before, Your
2 Honor. In fact, in their opposition, they state: Well, the
3 appropriate sanction would be to strike the design ownership
4 certificate. Now we are told: Well, maybe we'll withdraw
5 it. And then, when Mr. Linde argues with Your Honor about
6 sanction, he says: I think an appropriate sanction is to
7 strike the certificate, which he just withdrew.

8 You know, plaintiffs have approached this case
9 like an onion, Your Honor: Let's look at the outside. If
10 you don't like that layer, let's peel back one of the skins
11 and go to the next layer. If you don't like that, I've got
12 another one. Let's peel that back. If you don't like that,
13 I've got another one. Let's peel that back.

14 Well, we're here, Your Honor, two years into this
15 case and there is still no straight story about the creation
16 of the design, which is the ultimate issue in this case.
17 And the fact is that the facts about the creation are so
18 polluted and so unbelievable at this juncture that there is
19 nothing you can do to ever cure the taint.

20 The creation of this design is like the nuclear
21 reactor at Chernobyl. It is such a mess, it is so
22 destroyed, so devastated, so polluted, that for 100,000
23 years nobody can get near it, and that's what we have in
24 this case. It's always another story, another story, a
25 different set of facts. This thing is radioactive. The

1 only way to cure it is to dismiss it.

2 And this isn't something limited to this case,
3 Your Honor. Your Honor has found in a -- in a parallel case
4 that L.A. Printex has filed where a motion for leave to
5 amend, that plaintiff and counsel were not candid with the
6 court in setting forth the facts that they relied on for
7 purported late discovery which would allow them to amend.

8 In connection with the recusal motion, Your Honor,
9 it was another example of: Well, let's try something else.
10 The day of the hearing, on June 28, Mr. Linde stands up and
11 says that's the first time that he ever became aware that
12 Mr. Posner had some connection with this case. And Judge
13 Snyder, in her order denying the recusal motion, states at
14 page 6, quote: Here Linde asserts he discovered Posner's
15 presence in the case on the morning of June 28, 2006
16 hearing. Period. The evidence submitted strongly suggests
17 otherwise. Period. And then she goes on for a page
18 indicating that he knew about Posner's involvement in
19 February.

20 There's always another trick, there is always
21 another card to pull out their pocket. There is always
22 another rabbit in the hat. Today we are told: Well, we
23 need live testimony. Well, Your Honor there was never any
24 notice to us that they would request live testimony, there
25 was never any request to the court, there was never any

1 showing of the reason to the court. This is just another
2 one of these: Well, let's try something else.

3 It's two years into this case and they keep on
4 trying something else. There is a total disregard for Your
5 Honor's orders in this case. Every time Your Honor sets a
6 briefing schedule with plaintiff to file something and
7 defendant to file something and no right of reply, we always
8 find a reply. It's always: Let's get the last word, let's
9 peel the onion a little bit more, you know, let's keep on
10 going. It's two years into this case and the whole issue of
11 creation of design is perjured, muddled and destroyed. And
12 there is no -- and it's done by the plaintiffs at the
13 plaintiffs' election to come up with fabricated evidence and
14 continue to rely on fabricated evidence.

15 Even the story about how the fabricated evidence
16 came up is not even believable, Your Honor. They state that
17 on August 10th, 2004, the design ownership certificate was,
18 created and backdated. Now, the complaint in this case was
19 filed on August 13th, three days later. In the August 13th
20 complaint there is no mention of the assignment, etcetera,
21 etcetera. The mention of the -- one would assume that if
22 they had an assignment on hand on August 10th and they
23 thought it was important enough to get the Bernini's to
24 backdate this document on August 10th, their lawyer would
25 have known about it on August 13th when he filed the

1 complaint.

2 I guess one could say, well, you know, it was an
3 innocent mistake, there was no communication between the
4 client and the lawyer, but they went through all this
5 trouble to get the things August 10th. They obviously
6 thought it was important to have it before the complaint was
7 filed, but there is not a mention of it in the complaint.

8 You know, Your Honor I don't even believe it was
9 created on on August 10th. I believe it was created after
10 Mr. Nah's deposition in November of 2004, after he stated it
11 was an assignment, then they scuttled around to get
12 something and figured we'd better date it before the date of
13 the complaint.

14 Now, I don't think it's a major point, but the
15 whole story doesn't hang together. The whole issue of the
16 truth is whatever we can come up when we need it. And, you
17 know, the notion that there has to be bad faith, well, Your
18 Honor, I think that there is extensive evidence of bad
19 faith, but even if there were not, the cases don't require
20 it in order for dismissal sanctions to be imposed.

21 We cite in our papers, Your Honor, the case of
22 Business Guides, Inc, vs. Chromatic Communications
23 Enterprises, a Supreme Court case, and it holds that all
24 that is required is a lack of objective reasonableness and
25 in the filing of the challenging documents. And clearly

1 here there could not have been any objective reasonableness
2 in the filing of the documents.

3 And more significantly, Your Honor, is the manner
4 in which we have to deal with our challenge to these
5 documents. They never came up and said the truth about
6 this. When we challenged that, they didn't say: Oh, yeah,
7 this is what happened, we had to backdate it because we
8 didn't have it, you know, etcetera, etcetera, etcetera.
9 There was never any candor with anybody. We had to jump
10 through hoops, spend tens of thousands of dollars to figure
11 out what was going on and confronted them with it. And only
12 after we confronted them with it did they acknowledge what
13 had happened. Only after we pointed out that there were 52
14 inconsistencies this document did we get an admission that,
15 oh, yeah, we backdated it.

16 There has never been any candor with the court,
17 never any candor with the parties. There has simply been
18 this gameship: You know, we have access to the court, we
19 can say whatever we want. Let's just keep on saying it and
20 hope we get our way.

21 You know, Your Honor, the parties have spent
22 hundred of thousands of dollars, had extensive damage to
23 their business reputations and to their businesses. And we
24 are two years into this case, we finally get them to say:
25 Okay, we're going to withdraw the forged design ownership

1 certificate.

2 Your Honor, enough is enough. This whole subject
3 matter which goes to the heart of the case has been poisoned
4 by the misconduct of the plaintiff and their counsel, and
5 the appropriate sanction without any hesitation is
6 dismissal.

7 THE COURT: All right. Thank you very much.

8 Ms. Hadl, do you wish to be heard on behalf of
9 your client?

10 MS. HADL: No, thank you, Your Honor.

11 THE COURT: All right. Mr. Linde.

12 MR. LINDE: Thank you, Your Honor. I will try to
13 be brief.

14 The defendants here came up with a litany of
15 supposedly false statements by L.A. Printex, starting with
16 statements in the complaint that the design was developed
17 that we used in the complaint by L.A. Printex.

18 First of all, statements in the complaint or
19 pleadings, as you know, they are legal allegations. But
20 more importantly, there is nothing incorrect about that.
21 That statement is a true statement. The design was
22 developed. It's not that the design was created by L.A.
23 Printex, it says developed.

24 The pleadings in the case make it very clear, and
25 I'll refer specifically to the declaration of Mr. Nah in

1 Docket No. 79, paragraphs 5 and 6, that L.A. Printex
2 develops its design in two ways -- should I pause?

3 THE COURT: I'm sorry?

4 MR. LINDE: Should I pause?

5 THE COURT: No. No.

6 MR. LINDE: -- L.A. Printex develops its designs
7 in two ways. In a few number of instances the original oak
8 is purchased from Design Studio, and in most cases the
9 design is created wholly in-house by its design team. So,
10 you know, when when they're sitting up here saying: Oh,
11 there is perjury in a complaint which, by definition, there
12 can't be unless there is a verified complaint, which this
13 one isn't. And they are trying to say: Oh, there are
14 inconsistent statements. It's the defendants' historians'
15 statements.

16 There is no statement anywhere in this case that
17 L.A. Printex personally created this design. The closest
18 that there is a statement in the copyright registration that
19 L.A. Printex is the author. However, the case law is very
20 clear -- we cited case Lida v. Texollini saying that a party
21 purchases as a textile case -- the party that purchases the
22 ownership of a pattern is justified in saying that they are
23 the author in the copyright registration.

24 The defendants have absolutely no case law to
25 support their position. They just come -- they come in and

1 they make unsupported arguments the same way that they are
2 trying to argue that Konigsberg is a distinguishing case --
3 is a controlling case and not talking about Footnote 1 in
4 Magnuson.

5 It should be very clear that the only issue before
6 the court is the design ownership certificate. The
7 questions as to whether or not L.A. Printex claimed that it
8 created the design are manufactured and made up by
9 defendants. In Mr. Nah's deposition he said very clearly
10 where he got the design from.

11 Moreover, Mr. Baum standing up here speculating:
12 Oh, I don't believe this, I don't believe that, well, you
13 need clear and convincing evidence in order to impose
14 sanctions. That's Shepard vs. ABC. That's cited in our
15 briefs. So, Mr. Baum's speculation as to what the best case
16 might be for his client is not germane to these proceedings,
17 keeping in mind it's Mr. Baum's client who stole this design
18 from L.A. Printex and it's Mr. Baum's client who can't tell
19 us where the design came from.

20 A few other points. Regarding other instances,
21 the suggestion that I said to the court that I never knew of
22 Dan Posner's involvement until I came here --

23 THE COURT: Well, Mr. Linde, I'm -- let me tell
24 you, I allowed you folks to go on about a lot of these
25 things, but I'm only --

1 MR. LINDE: Okay.

2 THE COURT: -- interested in this design ownership
3 certification, I'm interested in Mr. Nah's declaration that
4 was filed on December 15, 2004, and I'm interested in the
5 subsequent conduct of the plaintiffs with respect to the
6 design ownership certificate.

7 As far as your representation to the court with
8 respect to the involvement, if any, of Mr. Posner and your
9 first knowledge of that, that is still the subject of a
10 pending request for OSC which I'm not going to take up
11 today, but I will consider as to whether or not an order to
12 show cause re: sanctions on that issue ought to be issued,
13 but that's for another day.

14 MR. LINDE: Okay. Thank you, Your Honor. That
15 shortens things.

16 Just a few other points. Mr. Baum said there was
17 never any candor and they have had to consistently try to
18 drag out the truth. The simple fact of the matter, the
19 undisputed evidence, is that when Mr. Nah sat down in the
20 chair for his deposition, he said that he purchased the
21 design from Studio Bernini one way. The way that it was
22 discovered that the certification was signed in August of
23 2004, it wasn't brilliant questions by defense attorneys, it
24 wasn't investigating on their behalf, it was plaintiff
25 coming to the table 16 days after the document was filed

1 saying this -- I understand there is a question, this is the
2 true story of the design ownership certification.

3 So, I understand there is a question as to why
4 that document was filed in the first place, but the conduct
5 after it was filed evidences good faith, evidences an
6 attempt to explain to the court what really happened, what
7 the circumstances are surrounding that certification.

8 The defendants -- I'll close with this: The
9 defendants urge that the case should be dismissed. The
10 simple fact of the matter is, under Halaco vs. Caddo and
11 under the Billy Bob case and other cases we cited, Halaco
12 vs. Caddo, 843 F2d., 376, the case can't be dismissed.
13 There needs to be a nexus to the essential allegations of
14 the complaint. Here the design ownership does not have that
15 nexus. That's plain.

16 The defense wants to rely on the Konigsberg case.
17 It's been ruled as a matter of law by the Ninth Circuit very
18 clear in Magnuson vs. Yesteryear Video, Footnote 1, a case
19 they are trying to say controls, has absolutely no bearing
20 on this case whatsoever. There are 17 cases. They are cited
21 in our brief. I can read them into the record if the court
22 wants, quote, undisputedly, defendants don't have standing
23 to challenge the design ownership certification, so there is
24 no nexus.

25 The second -- the second point of inquiry under

1 the Halaco case is whether lesser sanctions are available
2 and appropriate. The top of the defendants' own brief
3 plainly states -- Mr. Baum takes issue with me saying
4 this -- the proper remedy is to strike the design ownership
5 certification. At the top of defendants' own brief plainly
6 states that that's an appropriate remedy. It is an
7 appropriate remedy. To the extent that the court feels that
8 it's appropriate towards additional remedies, I, of course,
9 disagree, but that's the, you know, obviously within the
10 discretion of the court. However, dismissal under Halaco is
11 absolutely not appropriate

12 Finally, I would just like to draw the court's
13 attention to the case of Shepard vs. ABC, which is also
14 cited in our papers, D.C. Circuit case, 62 F.2d, 1469, and
15 talks about this exact issue, that is to say, what is the
16 proper remedy when a destroyed or altered document relating
17 to a court record. And it says that dismissal is only
18 appropriate in situations where the document goes to the
19 core of the case so that -- so that striking a document is
20 tantamount to a dismissal or where there is destruction or
21 alteration over such a vast quantity of documents, that an
22 evidentiary sanction is not appropriate. Neither is the
23 case here. So I would like to direct the court's attention
24 to that citation.

25 And with that, I will submit. Thank you, Your

FROM: John G. Turman, CSR

FAX NO. 213-626-2920

Sep. 12 2006 04:28PM, P2/2

40

1 Honor

2 THE COURT: I do note that you did -- somewhere in
3 your papers asserted that the court would have to find by
4 clear and convincing evidence. I think in this case, that
5 would not be an impediment. But I'm searching through the
6 papers to see where that is again because I noted it but I
7 can't find it now. Which case did you cite for that
8 proposition?

9 MR. LINDE: Shepard vs. ABC.

10 THE COURT: That of course is not a Ninth Circuit
11 case.

12 MR. LINDE: That's a D.C. Circuit case.

13 THE COURT: Do you have any Ninth Circuit cases
14 which say that under the inherent power of the court to
15 impose sanctions, that it can only be imposed upon a finding
16 of clear and convincing evidence?

17 MR. LINDE: Not with me. Shepard is the one I
18 brought with me in my brief, but --

19 THE COURT: Okay. All right. All right. Thank
20 you very much.

21 MR. LINDE: Thank you, Your Honor.

22 THE COURT: I am prepared to rule at this time,
23 having heard fully from counsel in this case. I am prepared
24 to make the following findings in this regard:

25 I find that the plaintiff knowingly presented a

1 falsified a document to the court. The design ownership
2 certification states, quote: Signed this 23rd day of
3 January, 2002, in Los Angeles, close quote. It is
4 undisputed that this statement is false and that plaintiff
5 knew it was false when the document was filed with the
6 court.

7 We do not find credible plaintiff's claim that the
8 document was falsified somehow unintentionally. There is
9 nothing to support the suggestion that it was a slip of the
10 pen so that the words "23rd day of January, 2002" were all
11 just a mistake and the slip of the pen, but that what they
12 really meant to say was "August of 2002."

13 Moreover, we find that even if it is true and even
14 if we accept the factual assertion, though unsupported, but
15 even if we were to accept plaintiff's factual assertion that
16 somehow there was some confusion based upon the lack of
17 legal expertise and not knowing whether or not this document
18 should reflect the date of the purported oral transfer or
19 the date of the writing, we find it insufficient basis for
20 excusing this presentation of a knowingly falsified --
21 knowing presentation of falsified document, because there
22 can be no doubt, regardless of legal expertise, that the
23 parties on the plaintiff's side and witnesses and the
24 participants in the creation of this document had to know
25 that they were creating a falsified document by putting in

1 it a date that is untrue on its face.

2 We further find that plaintiff misrepresented the
3 design ownership certification to the court. Plaintiff
4 offered this certification into evidence as an attachment to
5 the declaration of Mr. Jae Nah. Mr. Nah's declaration
6 states, quote: LAP's design R1204 is based upon artwork
7 that was purchased from an Italian studio, Bernini FMC,
8 which assigned the right to the artwork to LAP in an
9 assignment dated January 23, 2002. A true and correct copy
10 of the assignment dated January 23, 2002, is attached as
11 Exhibit 1, page 4, which in fact is the purported design
12 ownership certification.

13 I find that this statement is perjurious on the
14 part of Mr. Nah. He knew clearly -- that's even set forth
15 in his own declaration filed on June 13, 2006 -- that this
16 design ownership certification was signed in or about,
17 according to him, August 2004. So it could not be true that
18 this backdated and falsified document could be a true and
19 correct copy of the assignment that was dated in January 23,
20 2002.

21 The excuse that the plaintiffs state in their
22 response to the court's OSC re: sanctions is troubling in
23 itself, because as I read it, plaintiff tries to argue that
24 this was literally not a false statement because,
25 purportedly, that piece of paper in Exhibit 1, page 4,

1 attached to the declaration of Mr. Nah on December 15, 2004,
2 was in fact a true and correct copy of a purported
3 assignment dated January 23, 2002. That is sheer sophistry.
4 The fact of the matter is, if all Mr. Nah was telling the
5 court that he was authenticating some purportedly falsified
6 document, there would be absolutely no reason for that
7 document, a falsified document, to be submitted to the
8 court, much less any need for him to authenticate it as a
9 falsified document.

10 There is no doubt what the purpose of this
11 document was. This declaration was submitted with the
12 intent to mislead the court into believing that there was a
13 written assignment on the 23rd of January, 2002, when
14 Mr. Nah knew at that time that that just wasn't the case.

15 Moreover, this statement is not true because the
16 attached document is not the assignment as Mr. Nah says.
17 There was no written assignment in January 23, 2002, and
18 there is no dispute as to that. So there cannot be a copy
19 of that which was not written, but was oral, unless this was
20 a tape recording or a video recording, which nobody argues
21 that this was.

22 Now, at best, this written certification might be
23 viewed as some sort of a writing or memorialization of an
24 earlier transfer, but yet this writing does not purport to
25 be that. It doesn't say that this is a writing

1 memorializing an earlier transfer of rights. Instead, it
2 tries to pretend to be the instrument, the operative
3 instrument of transfer, which it clearly is not.

4 We further find that the plaintiff misrepresented
5 the design ownership certification for an improper purpose
6 related to the merit of this litigation. This document was
7 proffered to give the court the impression that a written
8 assignment of rights to this design R1204 from Bernini to
9 L.A. Printex was completed on January 23, 2002, in order to
10 support L.A. Printex's claim to own a valid copyright in the
11 design.

12 Now, as it turns out, all of this may have been
13 unnecessary, as I said earlier. This may evidence ignorance
14 of what the copyright laws required but yet it betrayed an
15 evil motive in an attempt to create evidence to suit the
16 circumstances.

17 We find the plaintiff continued to rely on and to
18 mischaracterize this design ownership certification during
19 the course of the litigation. Until today, plaintiff has
20 never withdrawn this falsified document. Even in arguing,
21 in opposition to the defendants' motion for summary
22 judgment, that a later memorialization and oral transfer is
23 valid as a writing under the copyright law, plaintiff
24 continued to mischaracterize this document nevertheless.
25 This document proffered does not purport to be that later

1 memorialization which counsel argued, because on its face,
2 it purports to be the operative instrument of conveyance,
3 which I've already said it is not.

4 To the extent that there is any requirement in the
5 Ninth Circuit for imposing sanctions, under the court's
6 inherent powers, the findings of the court are to be based
7 on the clear and convincing evidence. I state unambiguously
8 on the record that these findings are all made at least on
9 that standard of clear and convincing evidence. In fact,
10 they appear to be virtually, if not actually, undisputed,
11 and if any inference is drawn, the court draws these
12 inferences at least on the clear and convincing evidence
13 standard.

14 Insofar as witness testimony is concerned, the
15 court has determined that no such testimony is required.
16 With respect to Ms. Choi, Mr. Raspi, Mr. Nah, with respect
17 to the circumstances discussed in the letter which was dated
18 February 24, 2005, from Mr. Giuliano Bernini which was
19 proffered to the court, I leave open the question of its
20 inadmissibility should there be further proceedings in this
21 case. But for now, I will not consider the contents, so
22 that any such testimony is unnecessary.

23 With respect to any further testimony, I've
24 already considered all of the declarations of Mr. Nah,
25 including the declaration filed in response to our order to

1 show cause. No other declarations of Ms. Moon Choy has been
2 proffered because nothing has been proffered as to what she
3 would testify to and nobody was placed on notice that she
4 would be here or to testify as to what facts. There is no
5 need for further testimony.

6 Moreover, even if that testimony might address
7 some confusion or alleged confusion on her part, on
8 Mr. Stefano Raspi's part with respect to what to do about
9 the creation of this design ownership certification, it is
10 not relevant to the fact that our decision on whether to
11 grant sanctions is based upon the finding that I have made,
12 and that is, clearly, Mr. Nah knew that this document was
13 not signed on the date that it purports to have been signed
14 and yet falsely represented to the court that it was a true
15 and correct copy of some assignment in January of 2002,
16 which assignment simply did not appear in writing, as
17 admitted now by plaintiff.

18 No further evidentiary hearing or testimony by
19 Mr. Nah is required. We have fully considered his
20 declaration. Defendants have not requested an opportunity
21 to cross-examine and, therefore, Mr. Linde has not set forth
22 any further area of testimony that might be pertinent other
23 than just to offer Mr. Nah for general questioning, which we
24 decline to engage in such rudderless inquiry.

25 The court of course has inherent power to sanction

1 which extends the full range of litigation abuse. Pursuant
2 to our inherent power, we may fashion appropriate sanctions
3 for conduct that abuses the judicial process. We understand
4 that there is a full range of remedies, starting at the top
5 with dismissal of the case, to other evidentiary sanctions,
6 award of attorney's fees and assessment of compensatory
7 fines for amount of time unduly undertaken by the court in
8 response to the abuse.

9 We do have to make a specific finding of bad faith
10 pursuant to any sanctions under our inherent powers, and in
11 that regard, we do make the following findings: We find
12 that the plaintiff has acted in bad faith, particularly
13 Mr. Nah, who acts on behalf of plaintiff, by filing with the
14 court a document that is the design ownership certification
15 which Mr. Nah knew had been falsified and backdated.

16 The plaintiff acted in bad faith by deliberately
17 misrepresenting the nature of the document to the court in
18 order to support its claim of ownership of a valid copyright
19 and design R1204, and the plaintiff acted in bad faith by
20 continuing to misrepresent the document in opposition to
21 defendants' motion for summary judgment even after it was
22 undisputed that the document was falsified.

23 Until today, when counsel acquiesced in the
24 striking of this document, it has always been argument that
25 somehow this document is something other than what it really

1 purports to be, which is nothing more than a falsified
2 attempt to create a backdated written assignment of R1204.
3 It is never and not the operative transfer of documents.
4 Even in arguing that a written later memorialization is
5 sufficient under copyright law, counsel still never and
6 plaintiffs still never faced up to the fact that this
7 document cannot even on its face purport to be that
8 written -- later written memorialization of a prior oral
9 transfer. It misrepresents itself to be the operative
10 document in the transfer.

11 Therefore, we are justified under these findings,
12 which we also make at least on a clear and convincing
13 standard -- of evidence standard, we are justified imposing
14 sanctions on the plaintiff. The question now is what's the
15 level of the sanction.

16 I have given this a lot of thought, and having
17 considered all the possible array of sanctions, we decline
18 to dismiss this case as a sanction at this time. We do not
19 impose a sanction of dismissal because we have concluded
20 that the nexus between plaintiff's misrepresentation of the
21 design ownership certification and our ability to make a
22 rightful decision on this case is not sufficiently narrow or
23 tight. Dismissal is not a remedy that's necessary to
24 address plaintiff's conduct.

25 What we will do, and do order, is as follows as

1 sanctions: that the design ownership certification will be
2 excluded from evidence in our consideration of defendants'
3 motion for summary judgment. Plaintiffs may not offer the
4 design ownership certification as -- or testimony as to its
5 authenticity at trial, if there is a trial, for any purposes
6 to establish L.A. Printex's ownership of the copyright in
7 design R1204.

8 On the other hand, defendants may introduce the
9 design ownership certification and the related testimony as
10 to its authenticity at trial, if there is one, for the
11 purpose of challenging the credibility of the plaintiff's
12 witnesses, including, of course, Mr. Nah.

13 Furthermore, we believe that an order granting
14 defendants reasonable attorney's fees and costs for works
15 specifically generated by plaintiff's initial offer of the
16 design ownership certification as a written assignment of
17 rights to design R1204 dated January 23, 2002, and by
18 plaintiff's continued reliance on this certification as a
19 later memorialization of an earlier oral transfer.

20 These sanctions are remedial rather than punitive.
21 It is undisputed that the design ownership certificate is
22 falsified. Therefore, we must disallow it as any purported
23 truthful documentation of that which it purports to assert.

24 The court would be abdicating its role to ensure
25 the legal process is not abused if we were under these

1 circumstances to in any way allow the plaintiffs to generate
2 or garner any advantage by reason of the use relating to
3 this design ownership certification.

4 And because the plaintiff's proffer of and
5 continued use of this document has necessitated legal work
6 on the part of the defendants, I find that it is appropriate
7 that they be compensated for having to have expended the
8 money to respond to and resist this document.

9 Accordingly, the defendants may file a motion of
10 request with the court for attorney's fees and costs for
11 work directly generated by plaintiff's initial offer of this
12 design ownership certification as a written assignment of
13 rights to design R1204, dated January 23, 2002, and by
14 plaintiff's continued reliance on this certification of a
15 later memorialization of an earlier oral transfer.

16 However, I want to emphasize to the defendants
17 that your requests are to include exclusively fees and costs
18 directly and tightly related to the conduct that I've just
19 described. Fees and costs and work only proximately caused
20 by this conduct will not be awarded, nor will fees and costs
21 be awarded for work linked by a chain of causation to this
22 conduct.

23 I simply do not want to have from the defendants
24 any overbroad, much less any overreaching attempt to gain
25 attorney's fees. If you do and I find that you do, I will

1 change my mind and determine that no fees will be awarded.

2 Defendants will file their requests for fees
3 within 30 of today's date. The requests shall include and
4 have attached to it time sheets demonstrating what work was
5 done that relates to the conduct that I have determined to
6 be sanctionable, but the memorandum in support of it shall
7 be no more than seven days in itself. The time sheets, of
8 course, can be what they are.

9 Thereafter, plaintiff may file an opposition to
10 these requests. The opposition shall be filed 14 days
11 thereafter and the opposition will be no more than seven
12 pages.

13 Finally, because the parties here have a tendency
14 to file extraneous documents, I want it to be very clear
15 that there will be one filing by the defendants as to the
16 request for fees and one filing by the plaintiff in
17 opposition to it. Failing other orders of the court
18 permitting anymore filing, there will be no reply, no
19 surreply, no sur-surreply. That will be it.

20 All right. That's the court ruling.

21 Mr. Linde, I think it is appropriate for me to
22 suggest to you the following: that you and your client may
23 wish to take a very close look and reassessment of the value
24 of this case, given this record, regardless of the court's
25 sanctions. If you sat back and imagined how this case will

1 play out at trial, if it gets to trial, if you imagine what
2 evidence will be presented to the jury, you may have a very
3 good idea, despite your position, which may be triable, and
4 defendants' position, which may be triable, that at the end
5 of the day the word of the jury might be such that it may
6 not be in the best interest of you or your client to
7 continue this case without some sort of serious effort being
8 made to compromise this case in the manner that's befitting
9 the circumstances you found yourself in.

10 So I strongly urge both sides that before more
11 time and money is spent, some time on these collateral
12 litigations of the fees, that you folks seriously consider
13 whether this case ought to be resolved. Because you know as
14 well as I do, Mr. Linde, this is not the optimal record that
15 you want to go to the jury on. And of course, should you
16 not prevail, there is also the possibility of staring at,
17 shall we say, not insubstantial fee.

18 In any event, I hope you folks will take these
19 comments to heart and attempt to resolve this. If not,
20 we'll issue our decision on the motion for summary judgment
21 in due course now that we have decided what the remedy for
22 this sanction would be, and we have so ordered, and then
23 we'll proceed in this matter. All right?

24 MR. LINDE: Yes, Your Honor. Understood.

25 MR. QUINTO: Your Honor, may I ask for

1 clarification of one point?

2 THE COURT: Yes.

3 MR. QUINTO: Your Honor, in our firm, all the
4 lawyers daily fill out a time sheet which lists all the work
5 done for all clients that day. When a bill is prepared for
6 the client, the description of the work done for that client
7 that day is transferred in hac verba to the bill, so the
8 bill is a complete copy of the description given in the time
9 sheet.

10 For purposes of the request, would it be
11 sufficient if we provide our bill containing those
12 word-for-word descriptions found in the time sheets?

13 THE COURT: I think that's fine, because I don't
14 care to have time sheets referring to anybody else's bill,
15 if that's what you're saying. So if a lawyer in your firm
16 works on ten items, only one of which happens to be
17 something that you think is appropriate for recovery of fees
18 pursuant to my order, no, I don't want to look at the other
19 stuff.

20 MR. QUINTO: Thank you, Your Honor.

21 THE COURT: Mr. Baum, anything?

22 MR. BAUM: Your Honor, in connection with the
23 motion for summary judgment, is that going to be rescheduled
24 for hearing or is it submitted?

25 THE COURT: It' submitted and I will render my

1 decisions in due course.

2 MR. BAUM: Thank you, Your Honor.

3 THE COURT: All right. Thank you, counsel. Thank
4 you very much.

5 MR. LINDE: Thank you, Your Honor.

6 (Proceedings adjourned)

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C E R T I F I C A T E

I, JOHN G. TURMAN, Official Court Reporter herein,
do hereby certify that pursuant to Section 753, Title 28,
United States Code, the foregoing is a true and correct
transcript of the stenographically reported proceedings held
in the above-entitled matter and that the transcript page
format is in conformance with the regulations of the
Judicial Conference of the United States.

DATED this 10th day of September, 2006.

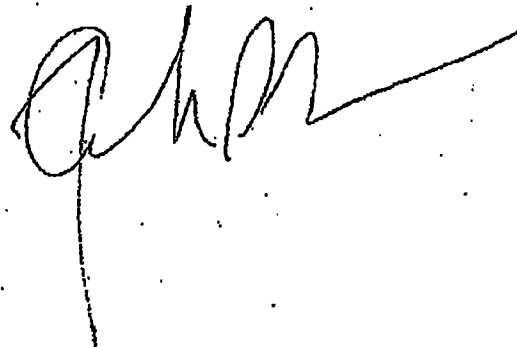


EXHIBIT H